



Heat Networks (Scotland) Act 2021

2021 asp 9

PART 9

MISCELLANEOUS AND GENERAL

Fees

PROSPECTIVE

94 Fees for applications etc.

- (1) The Scottish Ministers may by regulations make provision for the payment of a charge or fee, in respect of the matters mentioned in subsection (2), to the following persons—
- (a) the licensing authority,
 - (b) the Scottish Ministers,
 - (c) a local authority,
 - (d) a person designated by the Scottish Ministers under section 37(b),
 - (e) the permit authority.
- (2) The matters are—
- (a) in relation to the licensing authority—
 - (i) the performance by the licensing authority of any of the licensing authority's functions under this Act,
 - (ii) anything done by the licensing authority that is calculated to facilitate, or is conducive or incidental to, the performance of any such function,
 - (b) in relation to the Scottish Ministers—
 - (i) the performance by the Scottish Ministers of any of their functions under Part 2,
 - (ii) anything done by them that is calculated to facilitate, or is conducive or incidental to, the performance of any such function,
 - (c) in relation to a local authority—
 - (i) the performance by a local authority of any of its functions under Part 2 as the appropriate consent authority,

Status: This version of this provision is prospective.

Changes to legislation: There are currently no known outstanding effects for the Heat Networks (Scotland) Act 2021, Section 94. (See end of Document for details)

- (ii) anything done by the local authority that is calculated to facilitate, or is conducive or incidental to, the performance of any such function,
- (d) in relation to a person designated by the Scottish Ministers under section 37(b)
 - (i) the performance by that person of any of the person's functions as the enforcement authority for the purposes of Part 2,
 - (ii) anything done by that person that is calculated to facilitate, or is conducive or incidental to, the performance of any such function,
- (e) in relation to the permit authority—
 - (i) the performance by the permit authority of any of the permit authority's functions under Part 4,
 - (ii) anything done by the permit authority that is calculated to facilitate, or is conducive or incidental to, the performance of any such function.
- (3) Regulations under subsection (1) may in particular—
 - (a) specify the person by whom the charge or fee is to be paid,
 - (b) specify charges or fees or provide for charges or fees to be determined by reference to such factors as may be specified in or determined under the regulations,
 - (c) provide for the remission or repayment of fees in such circumstances as may be specified in or determined under the regulations.
- (4) Where regulations under subsection (1) provide for a fee to be charged in respect of any application under this Act made to a person mentioned in paragraph (a), (b), (c) or (e) of that subsection, the person need not consider the application unless and until the fee is paid.

Status:

This version of this provision is prospective.

Changes to legislation:

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